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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/090,681	03/05/2002	Carl A. Gunter	53087- 5010	8505
28977	7590	02/15/2005	EXAMINER	
MORGAN, LEWIS & BOCKIUS LLP 1701 MARKET STREET PHILADELPHIA, PA 19103-2921			JACKSON, JENISE E	
			ART UNIT	PAPER NUMBER
			2131	

DATE MAILED: 02/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/090,681

Applicant(s)

GUNTER ET AL.

Examiner

Jenise E Jackson

Art Unit

2131

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 and 3-8 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1, 3-8 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. ____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|--|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>0212 2005</u> | 6) <input type="checkbox"/> Other: ____ |

DETAILED ACTION

Final Action

Claim Rejections - 35 USC § 112

1. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter, which the applicant regards as his invention.

2. Claims 1, 3-8 are rejected under 112 2nd for new matter. Claims 1, 3-8, are rejected under 112 2nd, for the limitation, “without requiring that the service web server verify the first set of credentials”. This limitation is not disclosed in the specification. In the specification, there is disclosed a first permission is maintained at the web server(see specification, pg. 2). A second user is provided access to the first permission upon the second user authenticating to the web server(pg. 2 of spec). The first permission includes a label related to the service and digital signature of a first user(pg. 2 of spec). The second user is provided a permission that includes the first permission and the digital signature of the web server(pg. 2 of spec). A request to access the service is received at the web server from the second user as well as the permission (pg. 2 of spec). The first permission of the first user is verified by the web server(see specification, pg. 2). According to the specification, the web server verifies the first set of credentials (see pg. 2, pg. 5-6, 17), and thus is rejected under 112 2nd for new matter, because the limitation, “without requiring that the service web server verify the first set of credentials”, is not described in the specification.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

Art Unit: 2131

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1, 3-8 remain rejected under 35 U.S.C. 102(e) as being anticipated by Fox et al.
5. As per claims 1, 4-5, 8, Fox et al. discloses a method of providing secure access to a service on a service web server(see col. 2, lines 10-18, 26-28) including, maintaining at a permission web server a first permission (see col. 6, lines 53-62), wherein the first permission includes a label related to the service and a digital signature of a first user(see col. 2, lines 25-43); providing access to the first permission to a second user upon the second user authenticating to the permission web server(see col. 7, lines 37-67, col. 8, lines 1-13); providing the second user a permission including the first permission and a permission link including the label and a digital signature of the permission web server using a first set of credentials(see col. 7, lines 37-67, col. 8, lines 1-13); receiving at the service web server from the second user a request to access the service; receiving the permission from the second user at the service web server(see col. 13, lines 44-67, col. 14, lines 1-20); verifying the digital signature of the permission web server and the digital signature of the first user in the permission at the service web server; and providing the second user access to the service if step(f) produces a positive result(see col. 10, lines 55-67).
6. As per claim 3, Fox et al. discloses wherein the label including a URL for identifying the service (see col. 2, lines 10-25).
7. As per claim 6, Fox et al. discloses wherein the subsequent permission is delegated to the subsequent user via electronic mail(see col. 15, lines 34-41).

Art Unit: 2131

8. As per claim 7, Fox et al. discloses wherein the subsequent permission is delegated to the subsequent user by a subsequent web server(see col. 13, lines 44-67, col. 14, lines 1-20).

Response to Amendment

9. The Applicant states Fox does not teach a method of acquiring access to a resource without prior registration. The specification does not disclose acquiring access to a resource without prior registration. The Applicant discloses that there is a first user and a second user. The first user requests from the key server the public key of a second user(see pg. 5-6 of specification). The key server provides the key to the first user at client issuer(see pg. 5-6 of specification). The first user creates a second permission link, including the label, at client issuer(see pg. 5-6 of specification). The first user sends permission to the second user(see pg. 5-6 of specification). The second user authenticates to the application server using his private key(see pg. 5-6 of specification). The server verifies the information contained in the permission(see pg. 5-6 of specification). The second user in the specification is registered before, access to the resource, because the server has the credentials stored in order to validate the second user(see pg. 5-6 of specification).

10. The Applicant states that the Fox art that was used to reject claims, does not disclose a first user verifying the credentials used by the second user before creating the permission on the permission server that will be used by the second user to gain access to the service web server. The Applicant's remarks are neither disclosed in the claims nor specification. Thus, the Applicant's remarks are moot.

Final Action

11. THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jenise E Jackson whose telephone number is (571) 272-3791. The examiner can normally be reached on M-Th (6:00 a.m. - 3:30 p.m.) alternate Friday's.

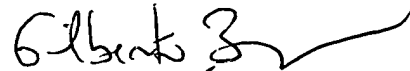
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on (571) 272-3795. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2131

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



February 12, 2005



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